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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 JOSE NORIEGA-SANCHEZ,

12 Petitioner,

13 v.

14 UNITED STATES OF AMERICA,

15 Respondent.  
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) Criminal No. 11-CR-2501-L  
) Civil No. 12-CV-314-L

) **ORDER DENYING PETITIONER'S**  
) **MOTION FOR RECONSIDERATION**  
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17 On February 6, 2012, Petitioner, Jose Noriega-Sanchez ("Petitioner") proceeding *pro se*, filed a  
18 Motion for Reduction of Sentence pursuant to 28 U.S.C. §2255. On February 9, 2012, the Court  
19 dismissed the motion with prejudice. On February 27, 2012, Petitioner moved for reconsideration.

20 In his § 2255 motion, Petitioner requested the Court reduce his sentence by 6 months due to his  
21 immigration removal status. Based on a review of the record, the Court denied Petitioner's motion,  
22 finding Petitioner had waived both his right to appeal and to collaterally attack his conviction and  
23 sentence, pursuant to his plea agreement. Petitioner now seeks the same relief he requested in his initial  
24 motion.

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1           Having considered Petitioner's motion, and the record in this case, the Court is not  
2 persuaded that its order dismissing Petitioner's Motion for Reduction of Sentence was erroneous  
3 or manifestly unjust. Accordingly, Petitioner's Motion for Reconsideration is **DENIED**.

4 DATED: March 15, 2012

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6 M. James Lorenz  
7 United States District Court Judge  
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